

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES - GENERAL

Case No.	CV 09-8956 AHM (CTx)	Date	December 18, 2009
Title	US BANK NATIONAL ASSOCIATION AS TRUSTEE v. MARK LASOFF, <i>et al.</i>		

Present: The Honorable		A. HOWARD MATZ, U.S. DISTRICT JUDGE	
Stephen Montes		Not Reported	
Deputy Clerk		Court Reporter / Recorder	
Tape No.			
Attorneys NOT Present for Plaintiffs:		Attorneys NOT Present for Defendants:	

Proceedings: IN CHAMBERS (No Proceedings Held)

Defendant Karen Logan filed a Notice of Removal (“NOR”) on December 7, 2009. According to the date stamp on the Verified Complaint attached to the NOR, Plaintiff U.S. Bank National Association, as Trustee filed this action for unlawful detainer in the Los Angeles County Superior Court on June 12, 2009. Defendant does not indicate in her NOR exactly when she and the other Defendants were served, but she filed a demurrer in the state court action on July 27, 2009 and an answer dated September 8, 2008 (presumably actually September 8, 2009). Thus, the Complaint was deemed served at least when Defendant answered on September 8, 2009, nearly three months before she filed her NOR in this Court. A “notice of removal of a civil action or proceeding shall be filed within thirty days after the receipt by the defendant, through service or otherwise, of a copy of the initial pleading . . . or within thirty days after the service of the summons” 28 U.S.C. § 1446(b). *See, e.g., Teitelbaum v. Soloski*, 843 F.Supp. 614, 615 (C.D. Cal. 1994).

The Court therefore **ORDERS** Defendant to **SHOW CAUSE** in writing by not later than January 4, 2010 why this Court should exercise jurisdiction given the strong likelihood that the NOR was untimely.

Initials of Preparer

SMO